IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE JURISDICTION

Writ Petition No.4038 of 2005

Shoa W Shaikh .Petitioner

vs

State of of Mah and ors...Respondents

Mr S S Gokhale for petitioner

Mr C.R.Sonawane AGP for State

Mr R V Govilkar for respondent no. 5

CORAM: A.P.SHAH & D.Y.CHANDRACHUD JJ.

Dated 28.6.2005

P.C:

. We have heard the learned counsel for the parties.

2. The Caste Scrutiny Committee is directed to decide the caste claim of the petitioner expeditiously and in any event within 4 months from today and submit a compliance report to the Registrar General of this court.

3 The examination for first BDS is going to be held in August 2005. The University is directed to permit the petitioner to appear for the said examination. It is however, made clear that the above permission is subject to the outcome of the proceedings before the Caste Scrutiny Committee and

in case the Committee holds that the petitioner does not belong to backward class, then petitioner’s admission shall be liable to be cancelled and the result of the examination revoked. Petition is accordingly disposed of.